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Attorney Docket No. 26421U

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David VARON

Confirmation No.2837

Serial No. 10/511,705

Art Unit: 1641

Filed: February 15, 2005

Examiner: Diramio, Jacqueline A.

For: **METHOD, SYSTEM AND KIT FOR DETECTING AN ANALYTE IN A SAMPLE**

TRANSMITTAL LETTER

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:


- (1) Transmittal Letter; and
- (2) Response to Restriction Requirement.

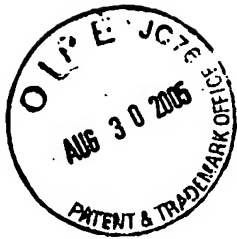
If an Extension of Time under 37 CFR §1.136 is required and has not been separately petitioned, please consider this Transmittal Letter as including a petition for such Extension of Time and as a further authorization to charge any fee for such Extension of Time, as may be required by 37 CFR §1.17, to Deposit Account No. 14-0112. Also, please charge any fee deficiency, or credit any overpayment, in connection with this matter to Deposit Account No. 14-0112.

Respectfully submitted,
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August 30, 2005

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RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a full and complete response to the Office Action having a mailing date of August 9, 2005. The one month shortened statutory period to respond was set to expire September 9, 2005. In view of the following election and remarks, the Applicant respectfully requests that the Examiner conduct a first substantive examination on the merits.

REMARKS

Claims 26 - 61 are pending in the application and are presented for a first substantive examination on the merits.

In the outstanding Office Action, claims 26 - 61 were subjected to a restriction requirement.

By this Response to Restriction Requirement, an election without traverse is made.